

1 MELANIE A. HILL
2 Nevada Bar No. 8796
3 **MELANIE HILL LAW PLLC**
4 1925 Village Center Circle, Suite 150
5 Las Vegas, Nevada 89134
6 Tel: (702) 362-8500
7 Fax: (702) 362-8505
8 Melanie@MelanieHillLaw.com
9 *Attorneys for Plaintiffs Jeremy John Halgat*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 JEREMY JOHN HALGAT, an individual,

13 vs.
14 Plaintiffs,

15 UNITED STATES OF AMERICA, DAVID N.
16 KARPEL, individually, DOES 1 through 100;
17 and ROES 1 through 100; inclusive,

18 Defendants.

19 CASE NO.: 2:22-cv-00592-RFB-EJY

20 **STIPULATION TO EXTEND DEADLINE
21 TO RESPOND TO LVMPD'S MOTION TO
22 DISMISS AND JOINDER [ECF NOS. 37
23 AND 38]
24 (SECOND REQUEST)**

25 NOW COMES the Plaintiff, JEREMY HALGAT ("Plaintiff"), by and through his
26 attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and Defendant, LAS VEGAS
27 METROPOLITAN POLICE DEPARTMENT ("LVMPD"), by and through its attorney Robert
28 Freeman, who hereby stipulate that the deadline for Plaintiff to respond to Defendant LVMPD
Motions to Dismiss and Joinder [ECF Nos. 37 and 38] be extended pursuant to Local Rule IA 6-1.

This is the second request for an extension of the deadlines. In support of this Stipulation and
Request, the parties state as follows:

1. Defendant LVMPD filed their Motions to Dismiss on October 21, 2022 [ECF Nos. 37 and 38].
2. Plaintiff's deadline to respond to the Motions to Dismiss was November 4, 2022.

1 3. The parties stipulated to extend the deadline to December 6, 2022 to allow counsel
 2 for Plaintiff to file a motion to be added to the Protective Order in place in the underlying criminal
 3 case so that Plaintiffs may share the criminal discovery with undersigned counsel. The discovery is
 4 necessary to further plead the complaint in this case in response to arguments made in the currently
 5 pending Motions to Dismiss.

6 4. Prior to filing the first stipulation and the motion, counsel for Plaintiff also
 7 conferred with the local U.S. Attorneys' office regarding the same. Counsel have determined that a
 8 motion will be necessary to allow counsel for Plaintiff to be added to the Protective Order in the
 9 underlying criminal case so that discovery may be reviewed by counsel for Plaintiff and used to
 10 further plead the complaint in this case. It is also undersigned counsel's understanding that the United
 11 States has no objection to Plaintiff's counsel being added to the protective order upon further motion
 12 and order of the court.

13 5. On November 18, 2022, Plaintiff's counsel filed a Motion to Be Added to the
 14 Protective Order in the Underlying Criminal Case [ECF No. 44] in this case. The Court has not yet
 15 ruled on this motion, however, in another case arising out of the same criminal prosecution, the
 16 Motion was denied by Magistrate Judge Youshah without prejudice by Minute Order on November
 17 21, 2022 directing Plaintiff's counsel to file the motion in the underlying criminal case.

18 6. To allow time for Plaintiff's counsel to file the motion in the criminal case, to allow
 19 the Court time to rule on the motion, and to allow Plaintiff's counsel to review the underlying criminal
 20 discovery for purposes of prosecuting this civil case and further responding to the pending Motions
 21 to Dismiss and/or filing an Amended Complaint, the parties have stipulated to extend Plaintiff's
 22 response deadline to the Motions to Dismiss to January 18, 2023. The parties have further stipulated
 23 to allow Defendant LVMPD until February 15, 2023 to file its response to Plaintiff's filing.

24 7. This Request for an extension of time is not sought for any improper purpose or
 25 other purpose of delay. Rather, it is sought by the parties solely to allow sufficient time for Plaintiff's
 26 counsel to file the motion in the criminal case, to allow the Court time to rule on the motion, and to
 27 allow Plaintiff's counsel to review the underlying criminal discovery for purposes of prosecuting this

1 civil case and further responding to the pending Motions to Dismiss and/or filing an Amended
2 Complaint.

3 WHEREFORE, the parties respectfully request that the Court extend the deadlines as stipulated
4 to herein.

5 DATED this 6th day of December, 2022.

6 DATED this 6th day of December, 2022.

7 LEWIS BRISBOIS BISGAARD & SMITH LLP

MELANIE HILL LAW PLLC

8 /s/ Robert Freeman
9 ROBERT FREEMAN
Nevada Bar No. 3062
10 E. MATTHEW FREEMAN
Nevada Bar No 14198
11 6385 S. Rainbow Blvd., Suite 600
Las Vegas, Nevada 89118
12 *Attorneys for Defendant Las Vegas
Metropolitan Police Department*

13 /s/ Melanie A. Hill
14 MELANIE A. HILL
Nevada Bar No. 8796
15 1925 Village Center Circle, Suite 150
Las Vegas, NV 89134
Telephone: (702) 362-8500
Fax: (702) 362-8505
16 Melanie@MelanieHillLaw.com
17 *Attorneys for Plaintiff Jeremy John Halgat*

18 IT IS SO ORDERED.

19 December 7, 2022
DATE

20 
21 **RICHARD E. BOULWARE, II**
22 **United States District Court**